

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA**

**IN RE: ASBESTOS PRODUCTS
LIABILITY LITIGATION (NO. VI)**

**JAMES R. BARNES and wife, DOROTHY
G. BARNES, *et al.*,**

**This document pertains to:
BENJAMIN G. GROGAN and wife,
HELEN D. GROGAN; BETTY S.
HONGISTO, Executrix of the Estate of Iver
Oscar Hongisto, Deceased; ROGER D.
CHURCH and wife, LORETTA H.
CHURCH; and ALTON L. HUGHES and
wife, LENA M. HUGHES,**

Plaintiffs,

Vs.

ACandS, Inc., et al.,

Defendants.

Civil No. 5:98cv92

ORDER OF DISMISSAL OF DEFENDANT CLEAVER-BROOKS, INC.

THIS MATTER is before the Court on the parties' consent and approval to dismiss with prejudice Plaintiffs' Complaint as to Plaintiffs Betty S. Hongisto, Executrix of the Estate of Iver Oscar Hongisto, Deceased; Alton Hughes, and wife Lena M. Hughes, and Roger D. Church, and wife Loretta H. Church, as to Defendant Cleaver-Brooks, Inc., and to dismiss without prejudice Plaintiffs' Complaint as to Plaintiffs Benjamin G. Grogan, and wife Helen D. Grogan, as to said Defendant.

For cause shown,

IT IS, THEREFORE, ORDERED that the claims of Plaintiffs Betty S. Hongisto, Executrix of the Estate of Iver Oscar Hongisto, Deceased; Alton Hughes, and wife Lena M.

Hughes, and Roger D. Church, and wife Loretta H. Church, as to Defendant Cleaver-Brooks, Inc., are hereby **DISMISSED WITH PREJUDICE**.

IT IS FURTHER ORDERED that the claims of Plaintiffs Benjamin G. Grogan, and wife Helen D. Grogan, as to Defendant Cleaver-Brooks, Inc., are hereby **DISMISSED WITHOUT PREJUDICE**.

Signed: February 13, 2007



Lacy H. Thornburg
United States District Judge



Prepared and Submitted By:

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s/ Stephen B. Williamson
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Consented to By:

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